GOVERNMENT OF INDIA
LAW , JUSTICE AND COMPANY AFFAIRS
LOK SABHA

UNSTARRED QUESTION NO:6028
ANSWERED ON:26.04.2001
APPOINTMENT OF ADHOC JUDGES
GADDE RAMAMOHAN;M.V.V.S MURTHI;V. SAROJA

Will the Minister of LAW , JUSTICE AND COMPANY AFFAIRS be pleased to state:

(a) whether the Government propose to appoint adhoc judges or enage retired judges and start mobile courts/evening courts to reduce the pending cases in variouscourts in the country;

(b) if so, the details thereof; and

(c) the steps taken by the Government in this regard?

Answer

THE MINISTER OF LAW, JUSTICE AND COMPANY AFFAIRS AND MINISTER OF SHIPPING (SHRI ARUN JA1TLEY):

(a) to (c) On the specific recommendation of the Eleventh Finance Commission, the CentralGovernment have decided to set up 1734 additional courts in the country in the Subordinate Judiciary. These courts are expected to serve as fast track courts, and dispose of, on priority, long pending sessions and other cases, priority being given to cases involving undertrials in jails.

The scheme envisages appointment of ad-hoc Sessions Judges from amongst the retiredDistrict/ Additional district and Sessions Judges to deal with the pending sessions cases in district/subordinate courts.

Appointment of District Judges and other judges of the subordinate courts is made by therespective High Courts and the State Governments under the provisions of articles 233-234 of the Constitution of India. Accordingly, the matter is under the consideration of High Courts and State Governments.

The proposal to introduce double shift in courts including evening courts is receiving consideration alongwith many other suggestions to reduce delays in the legal system. Views of all the High Courts/State Governments were sought. None of the High Courts/State Governments who have replied so far have supported the proposal.

Most of the State Governments have appointed Special Judicial/Metropolitan Magistratesand mobile courts for the disposal of petty offences including traffic cases. So far about 774 Special Judicial/Metropolitan Magistrates have been appointed in various States/UTs.